

Attorney's Docket No. 003764.P002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Pinaki Ray

Application No. 09/475,768

Filed: December 30, 1999

For: CONDUIT SYSTEM FOR ISOLATION
OF FLUIDS IN BIOLOGICAL
TISSUES

Examiner: Serke, Catherine

Art Unit 3763

T.H.
6-21-02
#9 / Supply
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SUPPLEMENTAL AMENDMENT AND RESPONSE TO OFFICE ACTION

06/24/2002 THAR LW 00000002 022666 58475768
01 FC:103 Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Prior to consideration of the Amendment and Response to Office Action filed May 10, 2002, Applicants respectfully request that the Examiner consider the following supplemental amendment.

IN THE CLAIMS

Please amend the claims as follows:

48. (New) A system for fluid isolation in a biological mass having at least one upstream channel and at least one downstream channel, comprising:
a delivery conduit positioned adjacent to or into one of the upstream channels;

B'

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLPA LIMITED LIABILITY PARTNERSHIP
INCLUDING LAW CORPORATIONS

INTELLECTUAL PROPERTY LAW

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WWW.BSTZ.COM**FACSIMILE TRANSMITTAL SHEET**Deliver to: Catherine SerkeFirm Name: U.S. PATENT AND TRADEMARK OFFICE Art Unit 3763Fax Number: 703-872-9303 Telephone No.: 703-308-4846From: William Thomas Babbitt Reg. No.: 39,591Date: June 19, 2002 Time: _____BSTZ Matter: 003764.P002 Number of pages including cover sheet: 11In Re Patent Application of: Pinaki RayApplication No.: 09/475,768Filed: December 30, 1999Title: CONDUIT SYSTEM FOR ISOLATION OF FLUIDS IN BIOLOGICAL TISSUES

Enclosed are the following documents:

<input checked="" type="checkbox"/> Supplemental Amendment (<u>7</u> pgs)	<input type="checkbox"/> Declaration & PofA (<u> </u> pgs)	<input type="checkbox"/> Reply Brief (<u> </u> pgs)
<input type="checkbox"/> Appeal Brief (<u> </u> pgs) (in triplicate)	<input type="checkbox"/> Drawings: <u> </u> # of sheets w/ <u> </u> figs.	<input type="checkbox"/> Small Entity Statement
<input type="checkbox"/> Utility Application (<u> </u> pgs)	<input type="checkbox"/> Month Petition re Ext. of Titue	<input type="checkbox"/> Resp. to Notice of Missing Parts (<u> </u> pgs)
<input type="checkbox"/> 1.53(b) Cont. Application (<u> </u> pgs)	<input type="checkbox"/> IDS & PTO 1449 (<u> </u> pgs)	<input checked="" type="checkbox"/> Transmittal Letter (<u>1</u> pg)
<input type="checkbox"/> 1.53(b) Divisional Application (<u> </u> pgs)	<input type="checkbox"/> Issue Fee Transmittal (<u> </u> pgs)	<input checked="" type="checkbox"/> Fee Transmittal (<u>2</u> pgs) (in duplicate)
<input type="checkbox"/> 1.53(b) CIP Application (<u> </u> pgs)	<input type="checkbox"/> Notice of Appeal (<u> </u> pgs)	<input type="checkbox"/> Deposit Account Authorization
<input type="checkbox"/> 1.53(d) CPA Transmittal (<u> </u> pgs)	<input type="checkbox"/> Petition re <u> </u> (<u> </u> pgs)	<input type="checkbox"/> Other: _____
<input type="checkbox"/> PCT Application (<u> </u> pgs)	<input type="checkbox"/> Power of Attorney (<u> </u> pgs)	<input type="checkbox"/> Other: _____
<input type="checkbox"/> Provisional Application (<u> </u> pgs)	<input type="checkbox"/> Declaration by Inventor(s) (<u> </u> pgs)	<input type="checkbox"/> Other: _____
<input type="checkbox"/> Assignment & Cover Sheet (<u> </u> pgs)	<input type="checkbox"/> Supplemental Declaration (<u> </u> pgs)	<input type="checkbox"/> Other: _____
<input checked="" type="checkbox"/> Certificate of Transmission by Fax	<input type="checkbox"/> Preliminary Amendment (<u> </u> pgs)	<input type="checkbox"/> Other: _____

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	09/475.768
		Filing Date	December 30, 1999
		First Named Inventor	Pinaki Ray
		Group Art Unit	3763
		Examiner Name	Serke, Catherine
Total Number of Pages in This Submission	11	Attorney Docket Number	3764P002

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; height: 40px; width: 100%;"></div>
Remarks		
SUPPLEMENTAL AMENDMENT		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	William Thomas Babbitt, Reg. No. 39,591 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN
Signature	
Date	June 19, 2002

CERTIFICATE OF MAILING (OR TRANSMISSION)			
I hereby certify that this correspondence is being transmitted via facsimile under 37 CFR §1.8 on:			June 19, 2002
Typed or printed name	Jean Svoboda		
Signature		Date	06/19/02

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**FEE TRANSMITTAL
for FY 2002***Patent fees are subject to annual revision.*☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$)**Complete if Known**

Application Number	09/473,768
Filing Date	12/30/99
First Named Inventor	Pinaki Ray
Examiner Name	Serke, Catharine
Group Art Unit	3763
Attorney Docket Number	3764P002

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None☒ Deposit AccountDeposit
Account
Number
Deposit
Account
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02-2666

Blakely, Sokoloff, Taylor & Zafman

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application.☐ Charge fee(s) indicated below, except for the filing fee, to the above-identified deposit account**FEE CALCULATION****1. FILING FEE**

Large Entity Fee Code	Small Entity Fee Code	Fee (\$)	Fee (\$)	Fee Description	Fee Paid
101	201	740	370	Utility filing fee	
106	206	330	165	Design filing fee	
107	207	510	255	Plant filing fee	
108	208	740	370	Reissue filing fee	
114	214	160	80	Provisional filing fee	

SUBTOTAL (1) (\$)**2. CLAIMS**

Total Claims	Extra	Fee from below	Fee Paid
26			
Independent Claims			
2			

Multiple Dependent Claims

Large Entity Fee Code	Small Entity Fee Code	Fee (\$)	Fee (\$)	Fee Description	Fee Paid
103	203	18	9	Claims in excess of 20	
102	202	84	42	Independent claims in excess of 3	
104	204	280	140	Multiple Dependent claim	
109	209	84	42	Reissue independent claims over original patent	
110	210	18	9	Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$)**or number previously paid, if greater. For Reissues, see above***FEE CALCULATION (continued)****3. ADDITIONAL FEE**

Large Entity Fee Code	Small Entity Fee Code	Fee (\$)	Fee (\$)	Fee Description	Fee Paid
105	205	130	65	Surcharge - late filing fee or oath	
127	227	50	25	Surcharge - late provisional filing fee or cover sheet	
139	239	130	130	Non-English specification	
147	247	2,520	2,520	For filing a request for ex parte reexamination	
112	212	920	920	Requesting publication of SIF prior to Examiner action	
113	213	1,840	1,840	Requesting publication of SIF after Examiner action	
115	215	110	55	Extension for response within first month	
116	216	400	200	Extension for response within second month	
117	217	920	460	Extension for response within third month	
118	218	1,440	720	Extension for response within fourth month	
128	228	1,960	980	Extension for response within fifth month	
119	219	320	160	Notice of Appeal	
120	220	320	160	Filing a brief in support of an appeal	
121	221	280	140	Request for oral hearing	
138	238	1,510	1,510	Petition to institute a public use proceeding	
140	240	110	55	Petition to revive - unavoidably	
141	241	1,280	640	Petition to revive - unintentionally	
142	242	1,280	640	Utility issue fee (or reissue)	
143	243	460	230	Design issue fee	
144	244	620	310	Plant issue fee	
122	222	130	130	Petitions to the Commissioner	
123	223	50	50	Petitions related to provisional applications	
126	226	180	180	Submission of Information Disclosure Stmt	
581	281	40	40	Recording each patent assignment per property (times number of properties)	
146	246	740	370	Filing a submission after final rejection (37 CFR 1.129(a))	
149	249	740	370	For each additional invention to be examined (37 CFR 1.129(b))	
179	279	740	370	Request for Continued Examination (RCE)	
169	269	900	900	Request for expedited examination of a design application	

Other fee (specify)

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**SUBMITTED BY****Complete (if applicable)**

Typed or Printed Name	William Thomas Babbitt, Reg. No. 39,591	Registration No. (Attorney/Agent)	Telephone	(310) 207-3800
Signature	<i>William T. Babbitt</i>		Date	06/19/02

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